

105.013

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

KEYSTONE INSURANCE COMPANY AS SUBROGEE OF BRENDA BOYD  Plaintiffs  vs.  NATIONAL RAILROAD PASSENGER CORPORATION A/K/A AMTRAK, AND KEVIN CONNORS  Defendants/Third Party Plaintiffs  vs.  LYNN REDMOND AND LESLIE BOYD, JR.  Third Party Defendants	CIVIL ACTION  NO. 1:07-cv-00196 GMS   JURY TRIAL DEMANDED 12 JURORS REQUESTED
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**REQUEST TO ENTER DEFAULT JUDGMENT  
AGAINST THIRD PARTY DEFENDANTS**

To the Clerk of the above-named Court:

Please enter upon the docket the default of the Third Party Defendant, Lynn Redmond and Third-Party Defendant, Leslie Boyd, Jr., in the above action for failure to plead or otherwise defend as provided by the rules of federal procedure.

GALLAGHER & ROWAN, P.C.

By: /s/ Jessica E. Gensler Lippy  
JESSICA E. GENSLER LIPPY, ESQUIRE  
Attorney I.D. No. 4426  
Silverside Carr Executive Center  
501 Silverside Road, Suite 94  
Wilmington, DE 19809  
(302) 798-2779

Attorneys for Defendant/Third Party Plaintiffs  
National Railroad Passenger Corporation  
a/k/a Amtrak and Kevin Connors

Dated: September 25, 2007

105.013

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

KEYSTONE INSURANCE COMPANY AS SUBROGEE OF BRENDA BOYD  Plaintiffs  vs.  NATIONAL RAILROAD PASSENGER CORPORATION A/K/A AMTRAK, AND KEVIN CONNORS  Defendants/Third Party Plaintiffs  vs.  LYNN REDMOND AND LESLIE BOYD, JR.  Third Party Defendants
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CIVIL ACTION

NO. 1:07-cv-00196 GMS

JURY TRIAL DEMANDED  
12 JURORS REQUESTED

**ATTORNEY CERTIFICATION IN SUPPORT  
OF REQUEST TO ENTER DEFAULT JUDGMENT**

1. I, Jessica E. Gensler Lippy, Esquire, am the attorney for the Defendants/Third Party Plaintiffs in the above-entitled action. I am fully familiar with the matters set forth herein. I make this Certification in support of the Defendants/Third Party Plaintiffs' request for entry of default against the Third Party Defendants Lynn Redmond and Leslie Boyd, Jr.

2. The Third Party Summons and Third Party Complaint in this action were served upon the Third Party Defendant Lynn Redmond via process server, Timothy A. Grant, on April 19, 2007. A copy of the Affidavit of Service is attached hereto and marked Exhibit "A".

3. The Third Party Summons and Third Party Complaint in this action were served upon the Third Party Defendant Leslie Boyd, Jr. via process server, Timothy A. Grant, on April 24, 2007. A copy of the Affidavit of Service is attached hereto and marked Exhibit "B".

4. The time within which Third Party Defendants may answer or otherwise move as to the Third Party Complaint has expired and has not been extended.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

GALLAGHER & ROWAN, P.C.

By /s/ Jessica E. Gensler Lippy

JESSICA E. GENSLER LIPPY, ESQUIRE  
Attorney I.D. No. 4426  
Silverside Carr Executive Center  
501 Silverside Road, Suite 94  
Wilmington, DE 19809  
(302) 798-2779

Attorneys for Defendant/Third Party Plaintiffs  
National Railroad Passenger Corporation  
a/k/a Amtrak and Kevin Connors

Dated: September 25, 2007

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

KEYSTONE INSURANCE COMPANY AS SUBROGEE OF BRENDA BOYD  Plaintiffs  vs.  NATIONAL RAILROAD PASSENGER CORPORATION A/K/A AMTRAK, AND KEVIN CONNORS  Defendants/Third Party Plaintiffs  vs.  LYNN REDMOND AND LESLIE BOYD, JR.  Third Party Defendants	CIVIL ACTION  NO. 1:07-cv-00196 GMS   JURY TRIAL DEMANDED 12 JURORS REQUESTED
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**CERTIFICATE OF SERVICE**

I, Jessica E. Gensler Lippy, Esquire, attorney for Defendants, National Railroad Passenger Corporation a/k/a Amtrak and Kevin Connors, hereby certify that a true and correct copy of the foregoing Request to Enter Default Against Third Party Defendants, was served via first class mail, postage prepaid to the following:

William J. Cattie, III  
Rawle & Henderson, LLP  
300 Delaware Avenue  
Suite 1015  
PO Box 588  
Wilmington, DE 19899-0588  
(Counsel for Plaintiff)

Leslie Boyd, Jr.  
610 West Diamond Street  
Hazelton, PA 18201

Lynn Redmond  
15 S. Broom Street  
Wilmington, DE 19805

GALLAGHER & ROWAN, P.C.

By: /s/ Jessica E. Gensler Lippy

JESSICA E. GENSLER LIPPY, ESQUIRE  
Attorney I.D. No. 4426  
Silverside Carr Executive Center  
501 Silverside Road, Suite 94  
Wilmington, DE 19809  
(302) 798-2779

Attorneys for Defendant/Third Party Plaintiffs  
National Railroad Passenger Corporation  
a/k/a Amtrak and Kevin Connors

Dated: September 25, 2007

## UNITED STATES DISTRICT COURT

District of DelawarePLAINTIFF KEYSTONE INSURANCE COMPANY  
AS SUBROGEE OF BRENDA BOYDV. DEFENDANT AND THIRD PARTY PLAINTIFF  
NATIONAL RAILROAD PASSENGER  
CORPORATION AKA AMTRAK &  
KEVIN CONNORSTHIRD PARTY SUMMONS IN A  
CIVIL ACTIONCase Number: 1:07-cv-00196

## V. THIRD PARTY DEFENDANT

LYNN REDMOND &  
LESLIE BOYD, JR.

To: Name and address of Third Party Defendant

LYNN REDMOND  
15 S. BROOM ST  
WILMINGTON, DE 19805

YOU ARE HEREBY SUMMONED and required to serve on

## PLAINTIFF'S ATTORNEY (name and address)

WILLIAM J. CATTIE, III  
RAWLES HENDERSON, LLP  
360 DELAWARE AVE  
STE 1015  
PO BOX 588  
WILMINGTON, DE 19899-0588

## DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY

(name and address)  
JESSICA E. LIPPY  
GALLAGHER & ROWAN, P.C.  
SILVERSIDER CAPR EXECUTIVE CENTER  
501 SILVERSIDER RD  
STE 94  
WILMINGTON, DE 19809

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <i>4/19/07</i>
NAME OF SERVER <i>TJ Moity A. Grant</i>	TITLE <i>INVESTIGATOR</i>
Check one box below to indicate appropriate method of service	
<input checked="" type="checkbox"/> Served personally upon the third-party defendant. Place where served: <i>HAND DELIVERY TO ADRIAN BOYD; KAREN REDMONDS SOON; WHO WAS OVER THE AGE OF 18 &amp; A RESIDENT OF THE HOME</i>	<i>15 S. Broom St WILMINGTTON DE</i>
<input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.	
Name of person with whom the summons and complaint were left: _____	
<input type="checkbox"/> Returned unexecuted: _____	
<input type="checkbox"/> Other (specify): _____	

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/19/07  
Date

*Timothy A. Grant*  
Signature of Server  
*P.O. Box 486*  
*YARDLEY, PA 19067*  
Address of Server

## UNITED STATES DISTRICT COURT

District of

Delaware

PLAINTIFF KEYSTONE INSURANCE COMPANY  
AS SUBROGEE OF BRENDA BOYD

## V. DEFENDANT AND THIRD PARTY PLAINTIFF

NATIONAL RAILROAD PASSENGER  
CORPORATION ALKA AMTRAK  
KEVIN CONNORSTHIRD PARTY SUMMONS IN A  
CIVIL ACTION

Case Number: 1:07-cv-00196

## V. THIRD PARTY DEFENDANT

LYNN REDMOND &amp; LESLIE BOYD, JR.

To: Name and address of Third Party Defendant

LESLIE BOYD, JR.  
~~BROWN DIAMOND STREET~~ 345 WINTERS ST.  
~~HAZELTON, PA 18201~~ W. HAZELTON, PA.

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

WILLIAM J. CATTIE, III  
 RAWLES & HENDERSON, LLP  
 300 DELAWARE AVE  
 STE 1015  
 PO BOX 588  
 WILMINGTON DE 19899-0588

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY

(name and address)

JESSICA E. LIPPY  
 GALLAGHER & ROWAN, P.C.  
 SILVERSIDER CARR EXECUTIVE CENTER  
 50 SILVERSHIDE ROAD  
 SUITE 94  
 WILMINGTON, DE 19809

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup> <i>Timothy A. Grant</i>	DATE <i>4/24/07</i>
NAME OF SERVER	TITLE <i>Investigator</i>

Check one box below to indicate appropriate method of service

Served personally upon the third-party defendant. Place where served: 345 WINTERS ST (new address), W.  
HAZELTON, PA. HAND DELIVERY TO MR. BOYD w/PC.

Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

Returned unexecuted: \_\_\_\_\_

Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/24/07  
Date

*Timothy A. Grant*  
Signature of Server

P.O. BOX 486  
YARDLEY, PA 19067  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.